

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 In the Matter of the Application of
11 LUFTHANSA TECHNIK AG, Petitioner, for an
12 Order Pursuant to 28 U.S.C. 1782 to Take
Discovery, Pursuant to the Federal Rules of Civil
Procedure, of Respondent Panasonic Avionics
Corporation for Use in Foreign Proceedings

13 CASE NO. C17-1453-JCC

14 MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This matter comes before the Court *sua sponte*. In September 2017, Lufthansa Technik
18 AG filed a petition with this Court seeking discovery from Panasonic Avionics Corporation to
19 support foreign patent enforcement proceedings against Intervenor Astronics Advanced
20 Electronic Systems Corp. (“AES”). (Dkt. No. 1.) The Court granted the petition in part in
21 December 2017. (Dkt. No. 39; *see* Dkt. No. 46-1 at 1–6 (resulting subpoena).) Lufthansa later
22 moved to take discovery from AES as well (Dkt. No. 54), which the Court granted in January
23 2019. (Dkt. No. 80; *see* Dkt. No. 81-1 at 17–23 (resulting subpoena).)

24 Since then, the parties have engaged in substantial motion practice regarding the resulting
25 subpoenas. (*See, e.g.*, Dkt. Nos. 81, 88, 103, 120, 132.) More recently, Lufthansa agreed to
26 terminate that portion of its petition seeking discovery from Panasonic, except for the limited

1 purpose of enforcing the Second Amended Protective Order entered in this matter. (See Dkt. No.
2 151 at 1–2.) Thus, as far as the Court is aware, all that remains on Lufthansa’s 2017 petition is
3 AES’s compliance with the January 2019 subpoena. Consistent with this, in December 2021, the
4 Court ordered AES to give a Rule 30(b)(6) deposition regarding some of the information AES.
5 (Dkt. No. 172 at 2.) The Court has received no update from the parties regarding the status of
6 this matter since then.

7 Accordingly, the parties are ORDERED to submit a joint status report no later than 30
8 days from today. To the extent Lufthansa seeks to continue to keep this case open, other than for
9 the limited purpose of enforcing the Second Amended Protective Order entered in this matter, it
10 should provide (1) updated status information for each foreign proceeding, (2) details regarding
11 the remaining items at issue with respect to its January 2019 subpoena to AES, and, finally, (3)
12 how those items are relevant and necessary with respect to each of the foreign proceedings. AES,
13 in turn, should provide a response to Lufthansa’s position with respect to each.

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15 DATED this 5th day of May 2022.

16 Ravi Subramanian
17 Clerk of Court

18 s/Sandra Rawski
19 Deputy Clerk